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	APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
	10/657,852 09/09/2003		Jeroen Demmer	11000.1070U	3215	
	20601 . 75	590 03/14/2006		EXAM	EXAMINER	
	SPECKMAN LAW GROUP PLLC 1201 THIRD AVENUE, SUITE 330			KAUSHAL, SUMESH		
	SEATTLE, WA 98101		ART UNIT	PAPER NUMBER		
				1633		
				DATE MAILED: 03/14/2000	DATE MAILED: 03/14/2006	

Please find below and/or attached an Office communication concerning this application or proceeding.

Advisory Action

Application No.	Applicant(s)		
10/657,852	DEMMER ET AL.		
Examiner	Art Unit		
Sumesh Kaushal Ph.D.	1633		

Sumesh Kaushal Ph.D. 1633 -The MAILING DATE of this communication appears on the cover sheet with the correspondence address THE REPLY FILED 13 February 2006 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE.	Advisory Action	10/057,052	DEMINIER ET AL.			
-The MAILING DATE of this communication appears on the cover sheet with the correspondence address — THE REPLY FILED 13 February 2006 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. I The reply was filed after a final rejection, but prior to or on the same day as filing a Notice of Appeal, To avoid abandonment of this application, applicant must timely file one of the following replies: (1) an amendment, affidavil, or other evidence, which places the application in condition for allowance; (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 1.114. The reply must be filed within one of the following time periods: a) The period for reply expiresmonths from the mailing date of the final rejection. The period for reply expiresmonths from the mailing date of the final rejection. The reply must be filed within one of the following replies: (1) the period for reply expiresmonths from the mailing date of the final rejection. The reply must be filed within one of the following replies: (2) the control of the reply expires and replection in expert (3) the statutory period for reply expires than 51X MONTHS from the mailing date of the final rejection. Examined Note: if host is checked, check either box (a) or (0.NY CHECK DS, (b) WHEN THE IREST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MFEP 706.07(). Extension of the period of the period for reply expired the reply of the period for reply expired within the statutory period for reply originally set in the final rejection, even if times are considered to the statutory period for reply originally set in the final office action in other set for the period set forth in 3 Docks, if checked. Any reply reversed by the Office later than the em onthis after the mailing date of the final rejection, even if times may reduce any earmed patent term adjustment. See 37 CFR 1.74(b). MONTES OF APPEAL The Notice of Appeal was filed on	Before the Filing of an Appeal Brief	Examiner	Art Unit			
THE REPLY FILED 13 February 2005 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. The reply was filed after a final rejection, but prior to or on the same day as filing a Notice of Appeal. To avoid abandonment of this application, applicant must timely file one of the following replies: (1) an amendment, affidavit, or other evidence, which places the application in condition for allowance (2) a Notice of Appeal (with appeal fee) in compliance with 37 CPR 1.141. The reply must be filed within one of the following replies: (1) an amendment, affidavit, or other evidence, which places the application in condition for allowance (2) a Notice of Appeal (with appeal fee) in compliance with 37 CPR 1.141. The reply must be filed within one of the following periods: The period of reply expires		Sumesh Kaushal Ph.D.	1633			
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no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection. Examiner Note: If box 1 is checked, check either box (a) or (i). O.NIV CHECK BOX (b) WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 708.07(f). Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee have been filed is the date for purpose of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee have been filed on the final feed to the final rejection, even if timely file may reduce any earned patent term adjustment. See 37 CFR 1.704(b). MOTICE OF APPEAL I have notice of Appeal was filed on A brief in compliance with 37 CFR 41.37 must be filed within two months of the date of filing the Notice of Appeal was filed on A brief in compliance with 37 CFR 41.37(a), to avoid dismissal of the appeal. Since a foliate the feet of the feet of the filed within the time period set forth in 37 CFR 41.37(a). AMENDMENTS I have proposed amendment(s) filed after a final rejection, but prior to the date of filing a brief, will ngb e entered because (a) in the praise new issues that would require further consideration and/or search (see NOTE below); (b) They raise the issue of new matter (see NOTE below); (c) They are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or continued to the fee. The application in the fee. The proposed daims. NOTE: See Continuation Sheet (See 37 CFR 1.116) and 41.33(a)). 1 have present additional calaims	□ The reply was filed after a final rejection, but prior to or on the same day as filing a Notice of Appeal. To avoid abandonment of this application, applicant must timely file one of the following replies: (1) an amendment, affidavit, or other evidence, which places the application in condition for allowance; (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 41.31; or (3) a Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. The reply must be filed within one of the following time periods:					
Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filled is the date for purposes of determining the period of extension and the corresponding amount of fee. The appropriate extension is under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final Office action; or (2) set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final Office action; or (2) set forth in (3) and period or (4) and (4) an	no event, however, will the statutory period for reply expire I Examiner Note: If box 1 is checked, check either box (a) or	ater than SIX MONTHS from the mailing (b). ONLY CHECK BOX (b) WHEN THE	g date of the final rejection	on.		
filing the Notice of Appeal (37 CFR 41.37(a)), or any extension thereof (37 CFR 41.37(e)), to avoid dismissal of the appeal. Sinc a Notice of Appeal has been filed, any reply must be filed within the time period set forth in 37 CFR 41.37(a). AMENDMENTS 3. The proposed amendment(s) filed after a final rejection, but prior to the date of filing a brief, will not be entered because (a) They raise new issues that would require further consideration and/or search (see NOTE below); (b) They raise the issue of new matter (see NOTE below); (c) They are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or (d) They present additional claims without canceling a corresponding number of finally rejected claims. NOTE: See Continuation Sheet. (See 37 CFR 1.116 and 41.33(a)). 4. The amendments are not in compliance with 37 CFR 1.1121. See attached Notice of Non-Compliant Amendment (PTOL-324). 5. Applicant's reply has overcome the following rejection(s): 6. Newly proposed or amended claim(s) would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s). 7. For purposes of appeal, the proposed amendment(s): a) will not be entered, or b) will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended. The status of the claim(s) is (or will be) as follows: Claim(s) allowed: 6-8. Claim(s) objected to: Claim(s) objected to: Claim(s) withdrawn from consideration: 1-5, 10-25, 28, 30-33 and 35. AFFIDAVIT OR OTHER EVIDENCE 8. The affidavit or other evidence filed after a final action, but before or on the date of filing a Notice of Appeal will not be entered because applicant failed to provide a showing of good and sufficient reasons why the affidavit or other evidence is necessary are was not earlier presented. See 37 CFR 1.116(e). 9. The affidavit or other evidence is entered. An explanation of the status of t	Extensions of time may be obtained under 37 CFR 1.136(a). The date have been filed is the date for purposes of determining the period of ex under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the set forth in (b) above, if checked. Any reply received by the Office later may reduce any earned patent term adjustment. See 37 CFR 1.704(b)	on which the petition under 37 CFR 1.1 tension and the corresponding amount shortened statutory period for reply origing than three months after the mailing da	of the fee. The appropri inally set in the final Office	ate extension fee ce action; or (2) as		
3. ☑ The proposed amendment(s) filed after a final rejection, but prior to the date of filing a brief, will <u>not</u> be entered because (a) ☑ They raise new issues that would require further consideration and/or search (see NOTE below); (b) ☐ They raise the issue of new matter (see NOTE below); (c) ☐ They are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or (d) ☐ They present additional claims without canceling a corresponding number of finally rejected claims. NOTE: See Continuation Sheet. (See 37 CFR 1.116 and 41.33(a)). 4. ☐ The amendments are not in compliance with 37 CFR 1.121. See attached Notice of Non-Compliant Amendment (PTOL-324). 5. ☐ Applicant's reply has overcome the following rejection(s):	filing the Notice of Appeal (37 CFR 41.37(a)), or any exte a Notice of Appeal has been filed, any reply must be filed	nsion thereof (37 CFR 41.37(e)), to	avoid dismissal of the	is of the date of e appeal. Since		
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NOTE: See Continuation Sheef. (See 37 CFR 1.116 and 41.33(a)). 1. The amendments are not in compliance with 37 CFR 1.121. See attached Notice of Non-Compliant Amendment (PTOL-324). 2. Applicant's reply has overcome the following rejection(s): 3. Applicant's reply has overcome the following rejection(s): 4. Applicant's reply has overcome the following rejection(s): 5. Applicant's reply has overcome the following rejection(s): 8. Newly proposed or amended claim(s) would be allowable if submitted in a separate, timely filed amendment canceling to non-allowable claim(s). 9. For purposes of appeal, the proposed amendment(s): a) will not be entered, or b) will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended. The status of the claim(s) is (or will be) as follows: Claim(s) allowed: 6-8. Claim(s) objected to: Claim(s) objected to: Claim(s) withdrawn from consideration: 1-5,10-25,28,30-33 and 35. AFFIDAVIT OR OTHER EVIDENCE 8. The affidavit or other evidence filed after a final action, but before or on the date of filing a Notice of Appeal will not be entered because applicant failed to provide a showing of good and sufficient reasons why the affidavit or other evidence is necessary are was not earlier presented. See 37 CFR 1.116(e). 9. The affidavit or other evidence filed after the date of filing a Notice of Appeal, but prior to the date of filing a brief, will not be entered because the affidavit or other evidence failed to overcome all rejections under appeal and/or appellant fails to provide a showing a good and sufficient reasons why it is necessary and was not earlier presented. See 37 CFR 41.33(d)(1). 10. The affidavit or other evidence is entered. An explanation of the status of the claims after entry is below or attached. REQUEST FOR RECONSIDERATION/OTHER 11. The request for reconsideration has been considered but does NOT place the application in condition for allowance because: Se	(c) They are not deemed to place the application in be appeal; and/or	tter form for appeal by materially re		the issues for		
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6.	_		inpliant Amendment (PTOL-324).		
how the new or amended claims would be rejected is provided below or appended. The status of the claim(s) is (or will be) as follows: Claim(s) allowed: 6-8. Claim(s) objected to: Claim(s) rejected: 9.26.27.29.34 and 36-39. Claim(s) withdrawn from consideration: 1-5,10-25,28,30-33 and 35. AFFIDAVIT OR OTHER EVIDENCE 8. The affidavit or other evidence filed after a final action, but before or on the date of filing a Notice of Appeal will not be entered because applicant failed to provide a showing of good and sufficient reasons why the affidavit or other evidence is necessary ar was not earlier presented. See 37 CFR 1.116(e). 9. The affidavit or other evidence filed after the date of filing a Notice of Appeal, but prior to the date of filing a brief, will not be entered because the affidavit or other evidence failed to overcome all rejections under appeal and/or appellant fails to provide a showing a good and sufficient reasons why it is necessary and was not earlier presented. See 37 CFR 41.33(d)(1). 10. The affidavit or other evidence is entered. An explanation of the status of the claims after entry is below or attached. REQUEST FOR RECONSIDERATION/OTHER 11. The request for reconsideration has been considered but does NOT place the application in condition for allowance because: See Continuation Sheet. 12. Note the attached Information Disclosure Statement(s). (PTO/SB/08 or PTO-1449) Paper No(s). Sumesh Kaushal	 Newly proposed or amended claim(s) would be all non-allowable claim(s). 	llowable if submitted in a separate,	·	_		
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REQUEST FOR RECONSIDERATION/OTHER 11. ☑ The request for reconsideration has been considered but does NOT place the application in condition for allowance because: See Continuation Sheet. 12. ☐ Note the attached Information Disclosure Statement(s). (PTO/SB/08 or PTO-1449) Paper No(s) 13. ☐ Other:	entered because the affidavit or other evidence failed to o showing a good and sufficient reasons why it is necessar	overcome <u>all</u> rejections under appea y and was not earlier presented. S	al and/or appellant fail ee 37 CFR 41.33(d)(1	ls to provide a).		
See Continuation Sheet. 12. Note the attached Information Disclosure Statement(s). (PTO/SB/08 or PTO-1449) Paper No(s) 13. Other: Sumusikulah. Sumesh Kaushal	REQUEST FOR RECONSIDERATION/OTHER					
13. Other: Sumesh Kaushal	See Continuation Sheet.			ice because:		
Sumesn Kausnal	12. ☐ Note the attached Information Disclosure Statement(s).13. ☐ Other:	(PTO/SB/08 or PTO-1449) Paper N		/		
Primary Examiner Art Unit: 1633			Primary Examiner			

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Continuation of 3. NOTE: Newly filed claim limitation in claim 9 would require additional search and/or consideration under 35 USC 112 regarding enablement and written description issues. .

Continuation of 11. does NOT place the application in condition for allowance because: The applicants remarks are limited to newly filed claim limitation in claim 9 that has not been entered. .